Previous references.
CB 107-22-6 to 8
Edn. 24-19-22, 26, 62
Edn. 52-14-1, 1a, 1b, 1c, 1d, 1e, 2
Edn. 228-18-1, 2, 4
CB. 107-22-1 to 3
CB. 107-22-4 to 5
Later references.
CB. 69-23-344
CB. 69-23-576
CB. 69-24-142

1923
CB

File No. 69/23

Serial Nos. 142

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 142

Part B for Oct. 1923.

SUBJECT

Representation of Dr. S. Krishnaswamiengar about his retirement from Mysore Servie

To

Dr. S. Krishnaswamiengar, M.A., Ph.D
Madras

No. 1032 Dy 25/9/23

States that the question as to how his pay should be fixed in the event of his reverting to Mysore service can only be considered when such a contingency actually occurs.

GENERAL AND REVENUE SECRETARIAT.

1913
~~190~~
(Forest)

File No. 22

Serial Nos. 42

Papers Filed.

Month July 1913

SUBJECT.

Cancellation of the 15 days privilege leave sanctioned to Mr L. P. Mascarenhas Sub Asst Conservator

PREVIOUS REFERENCES.	LATER REFERENCES.
H-149-12-8-42	

W. H. Arasimhalu
8/8/13

G. R. S. III-2

General and Revenue Secretariat.

C. B File No. 69 of 1923.

Serial No.	
	From
	Dr. S. Krishnaswamiengar, Madras, D.O. letter dated 22nd June 23 (addressed to the Dew
	Request that the order putting him in the grade Rs 500-50-1000 in the Mysore service may be revised so as to make it clear that his salary in Mysore is the salary that he has been drawing at Madras from time to time or that he may be allowed to retire from 4th Sept 23 on pension of Rs 5000 a year, the shortage of service of one year being excused for reasons given.
	Dewan's order on the letter
	H. Secy. with compliments for favour of remarks (Sd) A.R.B 23.8.23
	H. Secy's order
	Very Early. Please put up full reference (Sd) M.V.K. 23.8.23
	The following reference collections are put up.
	E Gen. 52-14 Sls 1+2
	H Gen. 24-19 Sls 22, 26+62
	F Gen. 228-18 (Sls 1, 2+4).
This has to be submitted to the Fin. Secy. (Sd)	G C.B. 107-22 Sls 1-8 (3 collections)
	Submd. Out 29/8/23

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat. | C. B. File No. ~~335~~ 67 of 1923.

Serial No.

Mr. Krishnaswami Iyengar requests that he may be permitted to retire on 4th September 1924 and that he may be allowed pension on the salary he has been drawing from the Madras University.

As regards his pension, it has to be allowed on the pay on which he ~~xix~~ is making a contribution for it. The pay on which he is paying this contribution is that which he receives from the Madras University and not that he is supposed to be drawing as the holder of the nominal and supernumerary appointment on Rs.500-50-1,000 under the Mysore University. The first request of Mr. Krishnaswami Iyengar to be allowed pension on the net rates of pay, after paying pensionary contribution, which he has been drawing from the Madras University is therefore admissible.

As regards his retirement, he is not 55 years old nor, has he put in 30 years service. His retirement does not, therefore, come under the rules. He proposes that the deficiency of one year in his service may be condoned. But, no question of condonation arises as his retirement does not come under any one of the four classes of pensions. At the same time, if he cannot continue under the new Madras University, it will be necessary to consider how his case should be dealt with, as he has no place on Rs.500-50-1,000 in the Mysore University to which he could revert. The place given to him is entirely

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat. | C. B. File No. ~~335~~ 69 of 1923. | 335

Serial No.

entirely nominal and I think it has all along been assumed that he would not revert to the Mysore service. Please see G.O. flagged H. If his services are not continued by the new Madras University and if he has to be retired in the absence of any place for him under the Mysore University, the question as to how his retirement should be dealt with, may be considered when such a situation actually arises.

15/9/23

Dewan Pro
Chief Secy)

Appears to me that his retirement before that date would entitle him to retire and Mysore expenditure, i.e., instead receiving pension contributions we shall be paying out pension. His retirement before seems to be inadvisable

by
15/9

Agree. A suitable reply

by
K.S.

by
17/9

× Reply
issued

Draft reply submitted
Dewan)

by
17/9

Approved

by
17/9

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat. C.B File No. 69 of 1927.

Serial No.	
	To
2	Rao Saheb Dr. S. Krishnaswamiengar, no 10328 25.9.27
	states that the question as to how
	his pay should be fixed in the event of his
	reverting to Mysore Service can only be
	considered when such a contingency actually
	occurs. "

NOTE—Contn. sheet

718-2 Pets 80.50

23.8.23.

Sri Venkatesa Vilas,
Nadu street,
Mylapore, Madras.

22nd August 1923.

B 69-23-1

CB 335

(Read on 24.8.23)

My dear sir,—

I do not know if you quite remember the recent correspondence I have had with your government in regard to the question of my leave, and the details regarding it that emerged therefrom; at any rate I may, ~~as well~~ for convenience, state here briefly, what my present position is in regard to these matters. According to the rules of the Finance Department I am counted as an officer of the Education Department in the grade Rs.500-50-1000, but on a pay of Rs.650 at the time, that is my present salary would, according to that count as Rs.700, whereas I have actually been drawing Rs.1000 here for some time and am admittedly entitled to pension on that salary under the foreign service rules under which I was permitted to accept appointment at the University here. In case I revert to Mysore service under stress of circumstances, the position of the Finance Department would be, I should come down to a salary of Rs.700 or 750 perhaps, and work my way up to Rs.1000 before I shall become entitled ~~if I continued here~~ to the pension to which I should be entitled if I continued here. This unfortunate position ~~coupled~~ with the peculiar position of the University here have both had the joint result of making it impossible for me to take the six months full-pay leave or the two years of furlough, to both of which I am entitled at a time when I most needed it, though happily the emergency did not turn out to be as bad as it might have. It therefore seems to make it clear that it is as good as impossible that I could think of reverting to the Mysore service at the end of the term for which I am lent, which would be on the 1st of November 1924 or sooner. This was hardly contemplated when I was put into this grade, on a representation made by me, by the late Dewan Sirdar Sir M.Kantaraj Urs. I believe I am morally entitled to count my position in the Mysore service on Rs.1000 in the grade, the salary that I have been getting

here from the 1st of November last. It would therefore seem clear that, from the point of view of my position and privileges of service, that is at least due to me, and I take it, it was on the basis of this that you asked me to go over to Mysore on this salary when Prof.Mukherji had left for Lucknow.

The position now is this: on the 4th of September next I complete 29 years with the Government of Mysore and shall enter the thirtieth year. As a matter of fact I entered service in the Bangalore Central College on the 10th of June 1893 and continued to serve their till the 4th of December when the permanent incumbent for whom I was acting returned just before the vacation. He had to take leave again a few weeks after the re-opening of the college, and I again had to act for him from the 19th of February 1894 to the 19th of June of the same year. Again the permanent incumbent relieved me. On the 4th of September of the same year another from the Central College staff took leave and I was again asked for act for him. He died and I continued in service ever since. It will be seen that I have 10 months of acting service to my credit which do not count for pension under the regulations. Still it is 10 months of service that I have actually put in in the work of the State. I shall be entitled to retire as it is on the 4th of September 1924 having completed 30 years of service on a full pension, that is pension counting on Rs.1000 as my salary and therefore giving me the full ordinary pension of Rs.5000 a year. The period to which my services are lent to the University here would terminate with the 1st of November of the same year, that is a few days less than two months from the time when I become ripe for retirement. It is thus clear that under ~~the~~ ordinary circumstances I could go on till the 4th of September 1924 and then retire from service without any ado.

The circumstances of my position at present have

ceased to be ordinary. We are under a new University Act here; the whole constitution of the University is changing; governing bodies with a new constitution entirely are about to be brought into existence. How these will affect my position, it will be difficult to foresee. Legally of course I have the right to my salary under the Madras ~~government~~ University to the end of the period of contract unless they take the drastic step of giving me six months salary and asking me to go, which the University has the technical right to do, but I do not anticipate it. But, any how I shall have to be prepared for contingencies which, it may be, do not arise, but which I can do nothing to prevent from arising if they should. Hence you will agree with me I could go on in my present footing if the Government of His Highness the Maharaja would revise the order placing me in the grade Rs.500-50-1000 to the extent of giving me a title to the salary that I receive here and should be prepared to provide me with a suitable footing if contingencies should arise for my reverting to the Mysore service, which I can assure you, will not be of my creation. Failing this, it would be much the better for me to be free from the disabilities of a service either to make my position secure at the Madras University, or to obtain a position elsewhere, which it may not be convenient, nay it may even be impossible, I could get at the time that I should want it. Therefore it strikes me that it would be a favour well bestowed if His Highness's Government could consent to let me retire as from the 1st of September next, or as soon after as they conveniently can. In any case, having experienced the worst of the disabilities of my position already I do not wish to proceed in a hurry to prese the matter officially unless I am sure of your countenance and assurance that you would support me. The two courses open to the Government are:-

1. To revise the G.O. putting me in the grade Rs.500-50-1000 so as to make it clear that my salary in the grade in the Mysore service is the salary that I have been drawing at

at Madras from time to time. This involves nothing against the regulations and it is only a question of an affirmation of what was actually meant though not stated explicitly. The possibility of my reversion under ordinary circumstances is as remote now as at the time that the order was passed. The provision is only against possible contingencies which might arise, in which case I do not wish to be made to undergo a needlessly heavy sacrifice, having regard to the fact that my ~~title~~ total service on the 4th of September next would be 29 years and 10 months actually ;-

In the alternative, my prayer is that a recommendation be made to His Highness to exercise his prerogative and excuse the small shortage of service of one year, in view of the fact that I have put in 10 months of acting service in addition, and having regard to the peculiar circumstances of my position that make me prefer the request.

If you should be so good as to consider the matter and let me know what you will have me do I shall be very pleased to act upon your advice in regard to the question.

Apologising for the trouble,

Yours sincerely,

Krishnaswami Ayyangar

To

S.R.Bannerji Esqr., C.S.I., C.I.E.,

Dewan of Mysore,

Bangalore.

D.O. 1032/C.B. 69-23-2

To

Dt 28/9/23

Rao Sahib

Dr. S.Krishnaswami Iyengar, M.A. Ph.D.

M a d r a s.

Dear Sir,

With reference to your letter dated the 20th August 1923 addressed to the Dewan ~~enquiring under the circumstances~~ explained, ~~whether the Mysore Government would be prepared to revise the Govt. Order placing~~ you in the Grade ~~500-50-1000 so as to make it clear that your salary in the grade in the Mysore Service~~ is the same as that you have been ~~drawing in Madras from time to time or in the alternative to~~ permit you to retire from the 1st September 1923 or as early as possible ~~considering~~ condoning the shortage of about one year's service, I am desired to state that Government very much regret that the ~~special concessions asked for~~ cannot be ~~granted.~~ sanctioned.

Yours sincerely,

Chief Secretary.

I am directed to state that your pay is ~~should be~~ that you are entitled to pension on the basis of the pay (~~Rs 1000~~ which you have drawn for a number of years) which you are entitled to pension contributions viz. Rs 1000 calculated is correct: but the first doubt we see their way to fix your pay in the scale Rs 500-50-1000 at Rs 1000- the question how your pay should be fixed in the event of your return to the Mysore service is ~~not~~ that ~~does not arise~~ can not be considered when ~~such a~~ such a contingency actually occurs.

VG
28/9

hm
29/9/23

D.O. No. 1032 | C.B. 69-23-2 & 25.9.23.

To

Rao Sahib Dr. S.Krishnaswami Iyengar
M.A., Ph.D.,
Madras.

Dear Sir,

With reference to your letter dated the 20th August 1923 addressed to the Dewan, I am directed to state that your view that you would be entitled to pension on the basis of the pay you have been drawing in Madras and on which your pensionary contribution is calculated, viz., Rs.1000 is correct: but the Govt. do not see their way to fix your pay in the grade Rs.500-50-1000 at Rs.1000. The question how your pay should be fixed in the event of your reverting to the Mysore service can only be considered when a contingency actually occurs. As regards your request to be permitted to retire from the 1st September 1923 or as early as possible condoning the shortage of about one year's service, I am desired to state that Government much regret that this cannot be sanctioned.

Yours sincerely,

(Fair draft) -
As approved by Dewan

Chief Secretary.